

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

ATTORNEY DOCKET NO. 10001492-1

As a below named inventor, I hereby declare that:

My residence/post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Synthesis and Amplification of Unstructured Nucleic Acids for Rapid Sequencing

the specification of which is attached hereto unless the following box is checked:

( ) was filed on \_\_\_\_\_ as US Application Serial No. or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56.

## Foreign Application(s) and/or Claim of Foreign Priority

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 of any foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE FILED	PRIORITY CLAIMED UNDER 35 U.S.C. 119
			YES: _____ NO: _____
			YES: _____ NO: _____

## Provisional Application

I hereby claim the benefit under Title 35, United States Code Section 119(e) of any United States provisional application(s) listed below:

APPLICATION SERIAL NUMBER	FILING DATE
60/262973	01/20/01

## U. S. Priority Claim

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT International filing date of this application:

APPLICATION SERIAL NUMBER	FILING DATE	STATUS (patented/pending/abandoned)

## POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Customer Number 022878

Place Customer  
Number Bar Code  
Label HereSend Correspondence to:  
AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P.O. Box 7399  
Loveland, Colorado 80537-0599

Direct Telephone Calls To:

Michael Buck, Esq.,

(800) 485-3864;

Brenda Henschbach Jarrell (617) 248-5175

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: Jeffrey R. Sampson

Citizenship: US

Residence: 1229 Drake Avenue, Burlingame, CA 94010

Post Office Address: same

Inventor's Signature

Date

1/16/02

Rev 5/01 (Oct/Nov)

(Use Page Two For Additional Inventor(s) Signature(s))

Page 1 of 1

10052926-01602

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

**ATTORNEY DOCKET NO. 10001492-1**

I/We, the undersigned (each) have agreed and hereby agree to assign to AGILENT TECHNOLOGIES, INC., a Delaware corporation having its principal place of business in Palo Alto, California, (hereinafter AGILENT), in furtherance of my/our obligations to AGILENT, and do hereby assign and transfer to AGILENT, its successors and assigns, the entire right, title and interest, including the right of priority, in, to and under an application for Letters Patent of the United States entitled:

Filing date: **January 16, 2002**

Serial No.: **NYA**

and the invention(s) and improvement(s) set forth therein, and any and all continuations, continuations-in-part (C-I-P's), divisionals, and renewals of and substitutes for said application for said Letters Patent, and any and all Letters Patent of the United States and of countries foreign thereto which may be granted thereon or therefor; and any reissues, or reexaminations, or extensions of said Letters Patent.

I/we additionally authorize AGILENT to file applications in my/our name for Letters Patent in any country, to be held and enjoyed by AGILENT, its successors, assigns, nominees or legal representatives, to the full end of the term or terms for which said Letters Patent respectively may be granted, reissued or extended, as fully and entirely as the same would have been held and enjoyed by me/us had this assignment, and transfer not been made:

AND I/we hereby covenant that I/we have full right to convey the entire interest herein assigned, and that I/we have not executed and will not execute any agreement in conflict herewith, and I/we further covenant and agree that I/we will, each time a request is made, and without undue delay, execute and deliver all such papers as may be necessary or desirable to perfect the title to said invention(s) or improvement(s), said application and said Letters Patent, to AGILENT, its successors, assigns, nominees or legal representatives, and I/we agree to communicate to AGILENT, or to its nominee, all known facts respecting said invention(s) or improvement(s), said application and said Letters Patent, to testify in any legal proceedings, to sign all lawful papers, to execute all disclaimers and divisionals, continuations, C-I-P's, reissue and foreign applications, to make all rightful oaths and declarations, and generally to do everything possible to aid AGILENT, its successors, assigns, nominees and legal representatives to obtain and enforce, for its or their own benefit, proper patent protection for said invention(s) or improvement(s) in any and all countries provided the expenses which may be incurred by me/us in lending such cooperation and assistance are paid by AGILENT;

AND I/we hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any country or countries foreign to the United States whose duty it is to issue patents on applications as aforesaid, to issue to AGILENT, as assignee of the entire right, title and interest, any and all Letters Patent for said invention(s) or improvement(s), including any and all Letters Patent of the United States which may be issued and granted on or as a result of the application aforesaid, in accordance with the terms of this assignment.

I/we further authorize and direct AGILENT attorneys to insert the serial number and filing date of said application now identified by the attorney docket number and title set forth above as soon as the same shall have been made known to them by the United States Patent and Trademark Office.

IN WITNESS WHEREOF, I/we hereunto set my/our hand(s) and seal(s):

Inventor's Signature (Seal) \_\_\_\_\_ Date Assignment Signed: \_\_\_\_\_

Inventor's Typed Name: Jeffrey A. Sampson Date Application Signed: \_\_\_\_\_

State of **California** )  
 ) ss.:  
County of )

Before me this \_\_\_\_ day of \_\_\_\_\_, personally appeared Jeffrey A. Sampson who is personally known or proved to me on the basis of satisfactory evidence to be the person who acknowledged the foregoing instrument of assignment to be his/her free act and deed.

Notary Public  
My commission expires:

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

PATENT APPLICATION  
ATTORNEY DOCKET NO. 10001492-1

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Jeffrey R. Sampson

Serial No.: NYA

Examiner: NYA

Filing Date: January 16, 2001

Group Art Unit: NYA

Title: SYNTHESIS AND AMPLIFICATION OF UNSTRUCTURED NUCLEIC ACIDS FOR RAPID SEQUENCING

COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

APPOINTMENT OF ASSOCIATE ATTORNEY/AGENT 37 CFR 1.34(b)

Sir:

In the above-identified application, please recognize Sam Pasternak, Patent Reg. No. 29,576, as associate attorney/agent with full power to prosecute this application, to make alterations and amendments therein, and to transact all business in the U.S. Patent and Trademark Office connected therewith.

Please address all future communications to:

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P.O. Box 7599  
Loveland, Colorado 80537-0599

Respectfully submitted,

Jeffrey R. Sampson

By

  
Brenda Herschbach Jarrell

Attorney/Agent for Applicant(s)  
Reg. No. 39,223

Date: January 16, 2002

Telephone No.: (617) 248-5175

"Express Mail" marking label number EL 88299d77 US  
Date of Deposit January 16, 2002

I hereby certify that this document is being submitted with the United States Postal Service to the Address Mail Post Office to Addressee's Service under 37 CFR 1.34(b) on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Kathryn Hart Gagnon

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

PATENT APPLICATION  
ATTORNEY DOCKET NO. 10001492-1

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Jeffrey R. Sampson

Serial No.: NYA

Examiner: NYA

Filing Date: January 16, 2001

Group Art Unit: NYA

Title: SYNTHESIS AND AMPLIFICATION OF UNSTRUCTURED NUCLEIC ACIDS FOR RAPID SEQUENCING

COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

APPOINTMENT OF ASSOCIATE ATTORNEY/AGENT 37 CFR 1.34(b)

Sir:

In the above-identified application, please recognize Brenda Herschbach Jarrell, Patent Reg. No. 39,223, as associate attorney/agent with full power to prosecute this application, to make alterations and amendments therein, and to transact all business in the U.S. Patent and Trademark Office connected therewith.

Please address all future communications to:

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P.O. Box 7599  
Loveland, Colorado 80537-0599

"Express Mail" number EL882990677US  
Date of Deposit January 16, 2002  
I hereby certify that this paper is being deposited with  
the United States Postal Service "Express Mail Post Office to  
Addressee" service under 37 CFR 1.10 on the date indicated above  
and is addressed to the Assistant Commissioner for Patents,  
Washington D.C. 20231  
Patrick Hart Magner

Respectfully submitted,

Jeffrey R. Sampson

By

Brenda Herschbach Jarrell

Attorney/Agent for Applicant(s)  
Reg. No. 39,223

Date: January 16, 2002

Telephone No.: (617) 248-5175